IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE SIXTH DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO : 12158 of 2004

Between:

1 Irri Adinarayana, s/o Venkata Ratnam,
R/o 1-1, Bhavai Palem, Ganapavaram Mandal,
West Godavari District.
2 Irri Lakshmayamma, w/o Adinarayana,
R/o 1-1, Bhavai Palem, Ganapavaram Mandal, West Godavari District.

..... PETITIONERS

AND

1 Circle Inspector of Police, Ganapavaram, West Godavari District.
2 Sub Inspector of Police, Nidamarru Police Station,
West Godavari District.
3 Irri Suryalakshmi, w/o late Venkata Ratna Nagendra Bhoopal,
R/o 1-1, Bhavai Palem, Ganapavaram Mandal,
West Godavari District.
4 Irri Adinarayana, s/o late Venkata Ratna Nagendra Bhoopal,
R/o 1-1, Bhavai Palem, Ganapavaram Mandal, West Godavari District.
5 Guna Srinivas, s/o Venkata Ratnam,
Varigadu, Attilimandalam, West Godavari District.
6 Irri Nagulu, s/o Lakshmana Swami,
Bhavaipalem, West Godavari District.
7 Paluri Venkateswara Rao,
Juvvalapalem, Tadepalliguda Mandal, West Godavari District.

.... RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate writ, order or direction, more particularly one in the nature of writ of mandamus directing the respondents 1 and 2 to investigate into the complaint dated 10-12-2001 and subsequent oral complaints regarding criminal intimidation by respondents 3 to 7.

Counsel for the Petitioner:MR.K.MALLIKARJUNA RAO
Counsel for the Respondents: GP FOR HOME

The Court made the following :

ORDER:

This writ petition is filed seeking a direction to respondent Nos.1 and 2 to investigate into the complaint dated 10.12.2001 and subsequent oral complaints made by the petitioners regarding the alleged criminal intimidation by respondent Nos.3 to 7.

On behalf of respondent Nos.1 and 2, a counter-affidavit has been filed by the Sub-Inspector of Police, Nidamuru Police Station, stating that they are not aware of the alleged harassment met by the petitioner and there was no information about the alleged illegal confinement of the petitioner on 15.09.2001. It is further stated that the allegation of the petitioner that he made a complaint on 10.12.2001 is false and baseless. The second respondent in his counter-affidavit specifically stated that he has thoroughly verified the entire records lying in the police station from 10.12.2001 onwards, but, no where, the alleged complaint was found and therefore, there is no question of taking up any investigation.

In the light of the counter-affidavit filed by respondent Nos.1 and 2 stating that the petitioner never lodged any complaint with them, as alleged by him, I do not find any substance in the allegations made by the petitioner and therefore, the relief as prayed for cannot be granted.

The writ petition is accordingly dismissed. No costs.

06.08.2004

Jsu

To

1 Circle Inspector of Police, Ganapavaram, West Godavari District.
2 Sub Inspector of Police, Nidamarru Police Station,
West Godavari District.

3 2CCs to the Government Pleader for Home, High Court Buildings, Hyderabad.

4 2CD copies